

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F038319 Sconiers v. Fresno Unified School District

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 10(c), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F037619 People v. Garcia

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F033663 People v. Jones

The judgment is affirmed. Ardaiz, P.J.

We concur: Vartabedian, J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034103 People v. Walters et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034502 Filippi v. Smith

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034348 Branco v. Reed

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034821 People v. Mask

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F034491 People v. Jobe et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F035720 People v. Torres et al.

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F035720 People v. Torres et al.

The judgments are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035327 People v. Heredia

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F035327 People v. Heredia

The conviction of a violation of Penal Code section 422 is affirmed. The matter is remanded for a *Marsden* hearing. If, after giving appellant an opportunity to express his reasons for wanting new counsel, the court determines that appellant has stated sufficient grounds, the court shall appoint new counsel and set the matter for retrial of the prior conviction allegation and resentencing, since these are the proceedings which followed the erroneous refusal to hear the motion. [Citation] If appellant fails to make the requisite showing under *Marsden*, appellant shall be resentenced.

By the Court.

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F034016 People v. Mears

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.